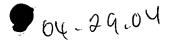
CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10) Applicant(s): XYBERNAUT CORPORATION			Docket No. X0104E		
Serial No. 09/843,423	Filing Date 4/25/01	Examiner MING-HUN LIU	Group Art Unit		
rention: WIRELESSPE	N INPUT DEVICE		<u> </u>		
APR 2 8 2004	30		RECEIVED		
I hereby certify that the following correspondence:		MAY 0 4 2004			
AMENDMENT		Те	chnology Center 260		
· · ·	(Identify type o	of correspondence)	<u>.</u>		
			indria, VA 22313-1450		
<del></del>	APRIL 27, 2004 (Date)	·			
<u></u>		JAMES J. RALAB	ATE		
		·	ATE		
		JAMES J. RALAB	ATE ng Correspondence)		
		JAMES J. RALAB (Typed or Printed Name of Person Mailing) (Signature of Person Mailing Cor	ATE ng Correspondence)  LUCO respondence)		
		JAMES J. RALAB (Typed or Printed Name of Person Maili  (Signature of Person Mailing Cor	ATE ng Correspondence)  LULOT respondence)		
•		JAMES J. RALAB (Typed or Printed Name of Person Mailing) (Signature of Person Mailing Cor	ATE ng Correspondence)  LULOT respondence)		
	(Date)	JAMES J. RALAB (Typed or Printed Name of Person Mailing) (Signature of Person Mailing Cor	ng Correspondence)  PLOLOT  respondence)		

AMENDMENT TRANSMITTAL LETTER (Small Entity) Applicant(s): XYBERNAUT CORPORATION						Docket No. X0104E			
Serial No. 09/843,423	4/2	Filing Date Examiner 4/25/01 MING-HUN LIU		J		Group Art Unit 2675			
Invention: WIRELESS PEN INPUT DEVICE						RECEIVED MAY 0 4 2004			
To the commissioner for patents:  Technology Center 2600  Transmitted herewith is an amendment in the above-identified application.									
<ul> <li>Small Entity status of this application has been established under 37 CFR 1.27 by a verified statement previously submitted.</li> <li>A verified statement to establish Small Entity status under 37 CFR 1.27 is enclosed.</li> <li>The fee has been calculated and is transmitted as shown below.</li> </ul>									
		CLAIMS A	AS AME	NDED					
	CLAIMS REMAINING	HIGHEST #		NUMBER EXTRA		RATE	ADDITIONAL		
	AFTER AMENDMENT	PREV. PAID FOR	R (	CLAIMS PRESENT			FEE		
TOTAL CLAIMS	-	20 =		0	x	\$9.00	\$0.00		
INDEP. CLAIMS	-	3 =	=	. 0	x	\$43.00	· ·		
Multiple Depender	nt Claims (check if appl	icable)					\$0.00		
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$0.00			
No additional fee is required for amendment.  ☐ Please charge Deposit Account No. in the amount of ☐ A check in the amount of to cover the filing fee is enclosed.  ☐ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 18-0080 ☐ Any additional filing fees required under 37 C.F.R. 1.16. ☐ Any patent application processing fees under 37 CFR 1.17.  ☐ Dated: APRIL 27, 2004									
JAMES J. RALABATE, REG. NO. 19,211 5792 MAIN STREET WILLIAMSVILLE, NY 14221 (716) 634-2280  Signature of Person Mailing Correspondence  CC:									
Typed or Printed Name of Person Mailing Correspondence							Mailing Correspondence		







## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

**Xybernaut Corporation** 

Serial Number

09/843,423

Filing Date

April 25, 2001

For

Wireless Pen Input Device

Examiner/Art Unit

Ming-Hun Liu/2675

## **Amendment**

Under Secretary of Commerce for Intellectual property and Director Of the United States Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450 **RECEIVED** 

MAY 0 4 2004

Technology Center 2600

Sir:

This is in response to the Office Action mailed March 30, 2004. Please make the following amendments: